

UNITED STATE DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
ERIC K. MERRING,

Plaintiff,

- against -

THE TOWN OF TUXEDO, NEW YORK, THE TOWN OF
TUXEDO POLICE DEPARTMENT, TOWN OF TUXEDO
POLICE OFFICER ANTHONY DELIA, SHIELD NUMBER
24, TOWN OF TUXEDO POLICE SERGEANT PATRICK
WELSH, SHIELD NUMBER 17,

Defendants.
-----X

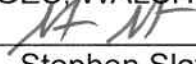
NOTICE FOR
DISCOVERY AND
INSPECTION
Cv. No. 10381 CLB

PLEASE TAKE NOTICE, that pursuant to the FRCP, demand is hereby made upon you to produce and disclose to the undersigned the following material at the undersigned's office within 20 days from the date of service here of, at which time the material will be examined and photocopied if necessary.

1. A duly executed and acknowledge authorization permitting the defendants to obtain the non-privileged portions of the file from Patrick Benn at Estrin & Benn in New York City.

DATED: White Plains, New York
March 10, 2008

Yours, etc.

HODGES, WALSH & SLATER LLP
By: 
Stephen Slater (1953)
Attorneys for Defendants

THE TOWN OF TUXEDO, NEW YORK,
THE TOWN OF TUXEDO POLICE
DEPARTMENT, TOWN OF TUXEDO
POLICE OFFICER ANTHONY DELIA,
SHIELD NUMBER 24, TOWN OF
TUXEDO POLICE SERGEANT
PATRICK WELSH, SHIELD NUMBER
17

55 Church St.
White Plains, N.Y. 10601
(914) 385-6000

TO: Lee David Klein, Esq.
Attorney for Plaintiff
11 Market Street, Suite 204
Poughkeepsie, New York 12601
(845) 454-9200

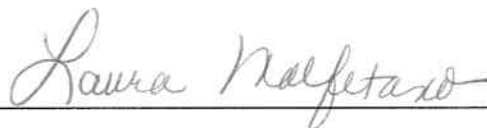
VIA FIRST CLASS MAIL

STATE OF NEW YORK)
 SS.:)
COUNTY OF WESTCHESTER)

LAURA Malfetano being duly sworn, deposes and says:

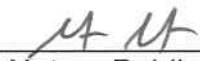
I am employed by the law firm of HODGES, WALSH & SLATER, LLP,
counsel for Defendant in the above action and I am over the age of 18 years and
I am not a party to this action. On March 10, 2008 I served a true copy of the
annexed NOTICE FOR DISCOVERY & INSPECTION in the following manner: by
mailing same in a sealed envelope, with postage prepaid thereon, in a post office
or official depository of the U.S. Postal Service within the State of New York
addressed to the last known address of all attorneys in this action as indicated
below:

TO: Lee David Klein, Esq.
11 Market Street, Suite 204
Poughkeepsie, New York 12601



Laura Malfetano

Sworn to before me this
10th day of March, 2008



Notary Public

STEPHEN SLATER
Notary Public, State of New York
4894305 Westchester County
Commission Expires 4-20-2011